

'STOLEN' GIRL MAY BE OFF TO EUROPE

California's Governor Hotly Resents Wilson's Action

WEATHER—Fair to-night; Friday unsettled.

FINAL EDITION.

The



World.

"Circulation Books Open to All."

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GOVERNOR OF CALIFORNIA PROTESTS "UNPRECEDENTED ACTION" TAKEN BY WILSON

Asks "What About Dignity of California" in Dispute Over Alien Land Law?

STATE WITHIN RIGHTS.

If There Is Discrimination Against Japanese United States Is to Blame.

SACRAMENTO, Cal., April 24.—A statement by Gov. Johnson setting forth his views on the alien land controversy was issued from the executive office to-day. The Governor does not attempt to predict that any law will be enacted at this session barring Japanese or the subjects of any other nation, nor if so, what kind of a law it will be, but merely asserts there is no cause to single out California as the object of such unprecedented action by the authorities at Washington.

"While the Legislature," says the Governor, "very properly maintained the right of the State to legislate on a matter clearly within its jurisdiction, I am sure there is no disposition to encroach on the international function of the Federal Government, or justly to round the sensibilities of any nation. My protest has been against the discrimination to which California has been subjected in the assumption that action which has been accepted without demerit when taken by other States and by the nation, is offensive if even discussed by California."

WHAT ABOUT THE DIGNITY OF CALIFORNIA?

"I am not predicting the California Legislature will take any action on this subject, nor, if it does, forecasting the terms of any law which may be enacted. But what shall be said of the proposition that a great State, itself an empire of possibilities greater than those of most nations, shall be halted from the mere consideration of a legislative act, admittedly within its jurisdiction, by the protest of a foreign power, which has itself enacted even more stringent regulations on the subject? What of the dignity of California?"

"Admittedly, California has a right to pass an alien land bill. No one suggests that such a bill should in terms describe the Japanese. It has been suggested that such a law in California shall follow the distinctions which are already an unprotested part of the law and policy of the United States."

"The United States has determined who are eligible to citizenship. The nation has solemnly decreed that certain races, among whom are the Japanese, are not eligible to citizenship. LINE IS DRAWN BY UNITED STATES, NOT CALIFORNIA."

"The line has been drawn not by California, but by the United States. Discrimination, if it ever occurred, came and went when the nation declared who were and who were not eligible to citizenship. If California continues the line marked out by the Federal Government, the United States, and not California should be accused of discrimination."

"The Constitution of California since 1896 has said that the presence of foreigners ineligible to become citizens is declared to be dangerous to the well-being of the State and the Legislature shall discourage their immigration by all means in its power."

"The Alien Land law of the State of Washington provides that 'any alien except such as by the laws of the United States are incapable of becoming citizens' shall not be permitted to acquire or hold land."

HOW ROCKEFELLER AND CARNEGIE WILL PAY INCOME TAX

Ironmaster Will Have \$40 the Best of It in Payments on Million.

NO ESCAPE BY EITHER.

Each Must Pay Same on All Income Over \$20,000 From Whatever Source.

By Samuel M. Williams, Staff Correspondent of The Evening World.

WASHINGTON, April 24.—This question was asked by The Evening World of Representative Hull of Tennessee, author of the pending income tax bill:

"The bill exempts the stockholder from paying the tax on dividends received, but does not exempt the bondholder from paying on interest received. Will John D. Rockefeller, who derives a large part of his income from Standard Oil stock dividends, exempt, while Andrew Carnegie, whose income comes from Steel Trust bonds, has to pay?"

Mr. Hull answered: "If Mr. Rockefeller has one million dollars annual income from stock dividends and Mr. Carnegie has one million income from interest on bonds, Mr. Rockefeller will pay just \$60 more income tax than Mr. Carnegie. The reason for this slight difference is that Mr. Carnegie paying personally is entitled to exemption on the first four thousand dollars of income, while a corporation paying the normal tax on dividends, in the form of the corporation tax, does not obtain the exemption."

"But both Mr. Carnegie and Mr. Rockefeller must themselves pay alike the additional tax on all income over twenty thousand dollars per year so matter whether derived from stock dividends or bonds interest."

HOW TAX WILL BE COLLECTED FROM CORPORATIONS.

"The man with a million annual income from stock will not pay directly out of his pocket the same amount as a man with a million income from bonds, but indirectly at least he will contribute the same. The reason is this. Corporations pay the normal tax of 1 per cent. on net income. Dividends are paid out of net income and theoretically the corporation is merely withholding the 1 per cent. at the source and paying it for the stockholder. Whether or not it charges the amount directly against the stockholder's personal account is a question for the company and its shareholders. It may pay the sum out of its own treasury or it may deduct the sum from the dividend checks. The result is theoretically the same, as stockholders are the partners who own the company. If the tax is paid out of the company's treasury, they are contributing indirectly; if deducted from the dividend checks, they pay directly."

"In case of bonds, it is for the corporation and its bondholders to decide how the tax shall be paid. The Government cannot take cognizance of any agreements between them as to exemptions from taxation. It is said that some bonds are issued with specific agreement that they are exempt from all tax, others have no such provision. The Government will see that the tax is paid, but whether it shall ultimately come out of the corporation's treasury or the bondholder's pocket is a matter for them to decide."

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78 MEN STILL BURIED IN MINE AFTER EXPLOSION

Twenty-two Bodies Recovered and No Hope for the Remaining Victims.

GAS IMPEDES RESCUES.

Helmeted Force Works Against Heavy Odds in Wrecked Pit—One Hero Loses Life.

PITTSBURGH, April 24.—Latest estimates of the dead in the mine explosion at Finleyville, Pa., are near the hundred mark, as it is known that 179 men went into the mine and about 79 made their escape. Twenty-two bodies of those who lost their lives have been recovered.

With the coming of dawn to-day fresh crews took the places of the tired workers who had toiled unceasingly and braved death throughout the night in an effort to penetrate the dark recesses of the Cincinnati mine, which is the property of the Pittsburgh Coal Company at Finleyville, Pa., where an explosion of fire-damp yesterday killed many and wrecked the mine.

That the mine contains about seventy-eight victims even officers of the company admit, while leaders of the rescue parties and some of the men who escaped from the workings are of the opinion that the fatalities will number close to one hundred. However, it will be impossible to determine the exact extent of the disaster until the mines of main and cross entries have been explored, a difficult task when it is known that these are choked with fallen timbers and rocks. Many men, working with feverish haste, are building brattices to carry the fresh air through the gas-filled galleries.

VENTILATION CUT OFF BY THE EXPLOSION.

General Manager George W. Schlumberger of the coal company early took charge of the situation in person and directed the work of rescue. Crews from the Pittsburgh station of the United States Bureau of Mines were hurried to the little mining town, to recover the bodies of the dead and rescue such as might have survived the explosion and the dreaded "after-damp." Already parties of superintendents, fire bosses and mine bosses from other mines of the coal company and the mines of independent companies in the neighborhood had been at work in the mine, but they were able to make little headway.

The ventilation system had been paralyzed by the explosion, and before the workings could be explored it was necessary to construct temporary passages through which the fresh air could be forced. Long hours were consumed in this labor, but in the meantime parties provided with oxygen helmets had climbed over the fallen rock through some of the principal entries.

They found many dead, but few living, and when the last of these rescuers appeared at the mouth of the mine this morning they gave it as their opinion that all the men who had not been accounted for were dead.

HERO LOSES HIS LIFE IN WORK OF RESCUE.

Two of the company's physicians accompanied the rescue parties during the night and were relieved by an equal number this morning. They were ready to render such assistance as might be needed if by chance some of the unaccounted-for men might have survived the explosion and after-damp.

The bodies found were not far from the entrance, among them being that of a miner named McCollough, who had volunteered for rescue work and was known as one of the best and most careful miners in the district. He was among the first to enter the mine after the explosion, and advancing further than his associates became lost. He is believed to have been killed by a falling roof as he was provided with a helmet and was in no danger from gas.

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KING NICHOLAS DEFIANT AS AUSTRIA ISSUES ULTIMATUM

"Scutari Is From To-Day Montenegrin," He Declares in Reply to War Warning.

HE DARES ALL EUROPE.

If Captured City Is Seized From Him It Will Be by Force of Arms, He Says.

CETTINJE, Montenegro, April 24.—"Scutari is from to-day Montenegrin," is the defiant reply of King Nicholas to the European invitation to surrender the hard won Turkish citadel.

The King made this statement in the course of a speech delivered from the balcony of the royal palace, among his audience being the Ministers of the Balkan States, who came to congratulate him. He added: "Should Europe still think of snatching Scutari from Montenegro, who has almost given her life-blood to take it, Europe will have to carry out the task by force of arms."

AUSTRIA SENDS ULTIMATUM IN CIRCULAR NOTE.

LONDON, April 24.—Take immediate combined action to turn the Montenegrins out of Scutari or we shall do it alone," is the effect of a circular note sent by the Austro-Hungarian Government to the powers composing the concert of Europe. The note is virtually an ultimatum.

Austria-Hungary declares she cannot permit the Montenegrins to flout the decision of the great powers. The prestige of the European nations has been violated, says the note, and Austria-Hungary demands that the powers decide promptly on the steps to be taken to restore that prestige, adding that if the powers should be unable to reach a speedy decision she will see to it herself and that the Montenegrins vacate Scutari.

EUROPEAN POWERS FACE A BIG PROBLEM.

BERLIN, April 24.—Austria-Hungary telegraphed to all the great powers yesterday demanding that they send an ultimatum ordering Montenegro to vacate Scutari within forty-eight hours, according to an unconfirmed despatch from Vienna to the Zeitung-am-Mittag. Otherwise Austria declares she will, with her allies, take steps to protect her political interests.

There are many indications here to-day of the seriousness with which the German Government and public regard the European situation, which, according to a high diplomatic official, has entered another crisis as great as that which preceded the Austro-Russian demobilization.

The press bureau of the German Foreign Office, contrary to its usual custom, was not prepared to-day with a statement either in regard to the ultimatum to Montenegro or to the general situation. An official, however, believed it probable that force would ultimately have to be employed to expel the Montenegrins, who it is thought will not retire from Scutari voluntarily or in return for a loan or compensation elsewhere.

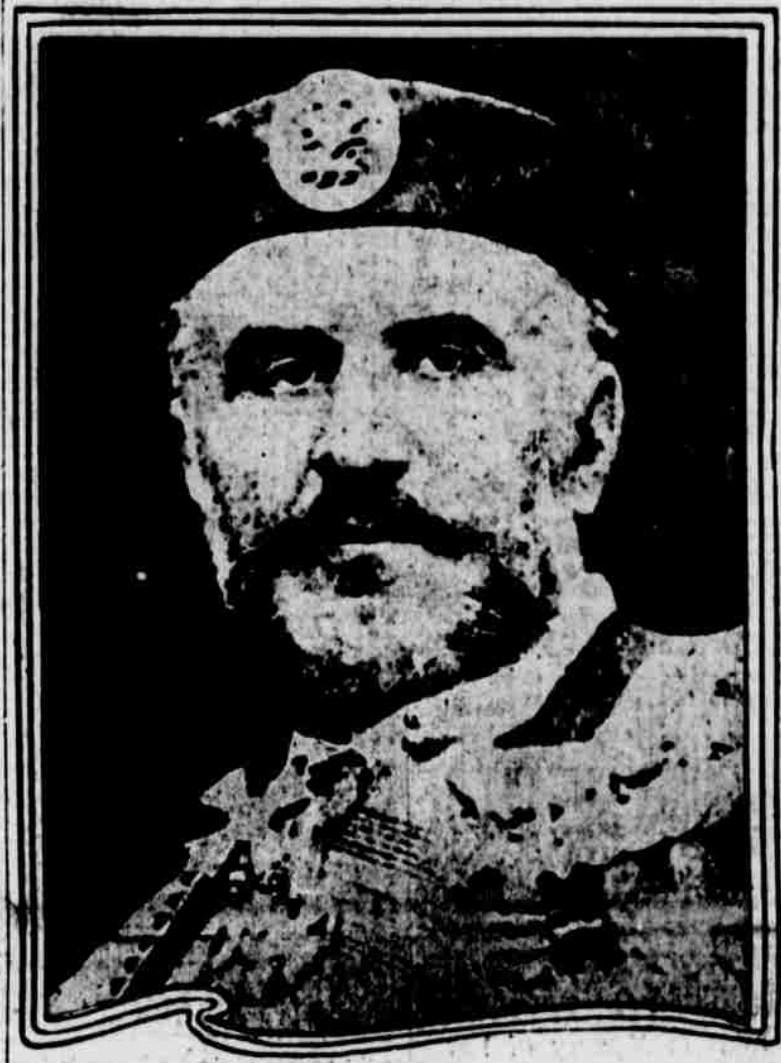
KAISER CANCELS VISIT AND RETURNS TO BERLIN.

It is the official view here that all the European powers will work together until the problem has been solved.

A feeling of consternation and helplessness was displayed at yesterday's conference of the Ambassadors in London of the great Powers. According to advices received here the representatives of all the nations, including Russia, agreed that the decision of the Powers concerning Scutari must be adhered to and enforced, but all were nonplussed by the question of how Montenegro was to be coerced.

The cancellation by Emperor William of his proposed trip to the imperial and his determination to return to Berlin from Hamburg on April 29 are attributed in well-informed quarters to the crisis wrought about by the fall of Scutari.

King of Montenegro, Who Defies All Europe to Seize Scutari



Baseball Games To-Day

NATIONAL LEAGUE.	
AT NEW YORK.	
PHILADELPHIA—	0 0 0 0 1 0
GIANTS—	4 3 0 0 0 0
AT BOSTON.	
BROOKLYN—	0 0 0 0 0 0
BOSTON—	0 0 0 0 0 0
AMERICAN LEAGUE.	
AT PHILADELPHIA.	
NEW YORK—	0 0 0 0 1 0
PHILADELPHIA—	0 0 2 0 0
AT WASHINGTON.	
BOSTON—	0 1 0 0 1 0 0
WASHINGTON—	0 0 0 0 2 0
AT DETROIT.	
CLEVELAND—	0 0 0 1
DETROIT—	1 0 1 0
AT CHICAGO.	
ST. LOUIS—	0 0 0 0
CHICAGO—	0 0 0 0

FOR RACING AND BASEBALL SEE PAGE 16.

BRADLEY MARTIN'S WILL.

The will of Bradley Martin, who died in London Feb. 5, was filed for probate here to-day. The petition accompanying the will stated simply that he left "more than \$100,000 in personal property." There is no real estate.

The will is just one paragraph long. It states that all his property of every kind shall be turned over to his wife, Mrs. Cornelia E. Martin, after his debts and funeral expenses are paid. The will is dated March 12, 1917. It was witnessed by Mr. Martin's sister, Mrs. Alice M. Davis, now dead, her husband, Julien T. Davis, of No. 60 West Fifty-sixth street, and by J. Henry Work, cousin of Mrs. Aurel Batonyi-Burke Roche. Mrs. Martin lives at No. 4 Chestnutfield Gardens, London, England, where her husband died.

Attached to Mrs. Martin's petition for the probate of the will are waivers of objection by her two children—Bradley Martin Jr., of Watery, L. I., the son of the late Mrs. Martin, and Mrs. Cornelia Clayton of Clonagh Abbey, Clonagh, Ireland.

RICH SON-IN-LAW GOT HER MONEY BY THREAT OF SUICIDE

Mother-in-Law Tells How Charlot, Mining Magnate, "Touched" Her for \$70.

A melodramatic way of "touching" a mother-in-law was described in Justice Schmeck's part of the City Court, where Mrs. Anna Shannon to-day gained a verdict of \$600 against her son-in-law, Alphonse Charles Charlot, Mexican mine promoter, for various loans made Charlot while he and his wife, Mrs. Dora Melbourne Charlot, were summering at Long Branch last year.

Charlot, who is wearing corpulent on the outskirts of Ludlow street jail, which he preferred to paying his pretty young wife \$40 a week pending her suit for a separation, contested the suit. He asserted he had received \$470 from Mrs. Shannon to pay her bills and that the other \$180 was used by her for her wife's mother. Although Mrs. Shannon sued only on Charlot's note for \$600, she declared in court that she had loaned him many times that amount.

Charlot's lawyer, Edward A. Isaacs, sought to show that the elderly mining man had sent various sums of money to Mrs. Shannon and her daughter in Detroit last summer.

"The very idea!" exclaimed the elderly woman. "That man owes me thousands of dollars. He never paid me back a nickel. During last summer I loaned him \$1870. The last loan was on a boat coming up from Long Branch."

"Under what circumstances did you make this loan?" asked Mr. Isaacs.

"Well, he threatened to kill himself. I didn't give him \$70 at once or pocket change."

"And how does the date fix itself in your mind?"

"Well," and here Mrs. Shannon paused to suppress a laugh. "It was a matter of interest to me that he was about to kill himself and so I jotted it down in my diary."

"And I suppose you halted the fire calamity right there and then?"

"Yes, I reached down in my stocking and got the change for him," returned Mrs. Shannon placidly.

Mrs. Charlot testified to finding Charlot in a state of collapse.

BORDEN HEIRESS HAS FLED, STAGING OWN "KIDNAPPING," HER FATHER NOW BELIEVES

Millionaire Is Not Worried Over Absence of Daughter "Stolen" From New Jersey Sanitarium by Two Women in Taxicab.

MYSTERIOUS GIRL SAILING FOR EUROPE MAY BE SHE

Young Woman Resembling Miss Borden Dashes Up to Departing Liner in Taxi and Is Rushed Aboard.

A well meaning and wealthy Washington woman whom Dr. Charles M. Parker, the Borden family physician, describes as an "emotional ball-in," is believed to have been one of the two who spirited seventeen-year-old Ramona Borden, heiress to the Gail Borden millions, away from Dr. W. C. Adams's sanitarium at Pompton Lake, N. J., yesterday.

HANGING IS BUNGLED; CONDEMNED MAN SLOWLY STRANGLES ON SCAFFOLD.

Rope Too Long, Negro Falls to Ground and Is Pulled Back to Scaffold by Sheriff and Men.

UNIONTOWN, Pa., April 24.—Due to bungling, John Harris, a negro condemned to death, was not executed with the humanity that is supposed to characterize hanging. Harris was placed on the scaffold at the county jail here this morning, and when it was sprung the rope was about three feet too long. The victim fell to the ground beneath the scaffold, and with the rope around his neck, he landed on his knees, where he remained motionless for several minutes. It was thought the drop had broken his neck until he started to rise to his feet.

Then the sheriff and his deputies jumped to the scaffold, pulled up Harris's body by the rope until the feet were clear of the flooring. For fifteen minutes the condemned man struggled and twisted, his contortions evidencing the intense agony of strangling to death. Harris shot and killed a fellow negro last May.

WILSON NAMES REPUBLICAN POSTMASTER AT PRINCETON.

Ignores Suggestions Made by Cio Democrats and Promotes William H. Cotterill.

WASHINGTON, April 24.—President Wilson to-day nominated William H. Cotterill to be postmaster at Princeton, N. J. Mr. Cotterill is a Republican and has been assistant postmaster many years. The President has known him since boyhood, and while many Democrats were suggested those Cotterill to care for the postal needs of the college town.

The President also nominated those postmasters in New Jersey: E. T. Lantieri at East Orange and Albert L. Williams at Vineland.

These New York postmasters were named: William Roseman at Lancaster and Peter M. Giles at Leroy.

REMOVAL OF SHERIFF BRUSH.

Announced at Albany That Governor Will Order It.

ALBANY, April 24.—It was announced to-day that Gov. Sulzer had issued orders for the removal from office of Melville E. Brush, Sheriff of Suffolk County.

Willis B. Dowd of New York was appointed a commissioner to hear the charges of general neglect of duty preferred against Brush. Mr. Dowd recently reported that the charges should be dismissed. The Governor disagreed with Mr. Dowd's conclusion.

Little Miss Ramona is still missing. The misleading report from the sanitarium, early to-day, to the effect that the girl had returned there last night after "merely dining with friends in Newark," does not further convince friends of the fugitive heiress.

From a close friend of Gail Borden, Ramona's father, who is living at the Hotel Manhattan, facts have been learned which indicate that Miss Borden is not greatly worried as to the prompt recovery of her pretty daughter. While Dr. Parker was telegraphing to Pompton Lake and detectives of Newark, Jersey City and New York were busy to-day trying to run down clues to the missing Ramona's trail, her father confided in a friend to this extent:

"Ramona's got too much sense to get into trouble. I know she is in good hands, wherever she is."

THINK GIRL ARRANGED OWN KIDNAPPING.

It was said by one close to Mr. Borden that he has practically abandoned any further search for his daughter, having reason to believe that in her own good time the girl will reveal her hiding place. Mr. Borden's lawyers denied they had been at all parties in trying to trace the movements of the runaway princess from Dr. Adams's sanitarium.

As each development in the strange case of the "kidnapped" heiress is uncovered little Ramona herself takes her place as the chief contributor to the affair. An interview with Mrs. Borden, who is separated from her husband and whose home is in Los Angeles, confirms news from other sources to the effect that the slip of a girl arranged her own kidnapping and did it to spite her father.

"The whole trouble between Mr. Borden and myself," said Mrs. Borden in her Los Angeles home, "has been that we could not agree over what was best as to the health and education of our daughter. Three times before Ramona has run away from school; she is headstrong and unruly."

FATHER HAD FAILED TO CONTROL GIRL.

Since the girl has been in her father's custody for the last few months she has asserted her capricious prerogative to do what she pleased. It was learned to-day that her father has despaired of managing her and he put her in the sanitarium where the close supervision of nurses and the exercise of certain discipline would, as he hoped, curb the high-tempered young miss.

That Miss Ramona herself communicated with the woman whom she had known as a friend of her father's and of herself and arranged the fitting from the sanitarium is now apparent.

The management of the institution at Pompton Lake continues to reiterate the statement that Miss Borden is at the hospital, though the fact that Dr. Adams himself has assured the Borden family physician to the contrary is known to the official of the sanitarium who assumes to represent Dr. Adams in answering questions.

A new element in the mystery of the young girl's disappearance, which the sanitarium people themselves have done so much to complicate, was added before the sailing of the Ramona.